

Probate Notes for August 26, 2009

Probate notes are a recommendation as to the outcome of the petition. Unlike tentative rulings, they do not automatically become adopted as the order of the court. If you wish to continue a matter, please contact the civil division at (530) 406-6704. If you have questions, you may contact the probate examiner at (530) 406-6802 between the hours of 2 and 4 p.m.

CASE: Conservatorship of Paige Dunsmore
Case No. CV PB 95-105

It is recommended to approve the Court Investigator's report. The following are noted:

- (1) The amount of the bond appears to be insufficient. (Prob. Code, § 2320; Cal. Rules of Court, rule 7.207.) The prior conservator maintained a \$250,000 bond. The last account filed shows an estate with over \$1.8 million in assets, \$471,000 of which was in bank accounts. The present petition states that the estate consists of \$320,000 in personal property. It is recommended that the Court hear from the petitioner about the amount of the bond. If the petitioner contends that the amount of the bond should be reduced to \$20,000, the petitioner should be required to submit an affidavit setting forth the condition of the estate and evidence supporting her request.
- (2) The last account in this matter was filed on January 29, 2003. There has been no accounting for the estate for the period following August 30, 2002. It is recommended that the Court direct the petitioner to file an account and report and notice a hearing for such account and report within the next 30 days. (Prob. Code, § 2620.2, subd. (a).)
- (3) It is recommended that the Court set this matter for annual review at the hearing on the fourth account and report of the conservator.

CASE: Estate of Francis W. Cooper
Case No. CV PB 09-129

It is recommended to grant the petition for letters of administration.

CASE: Estate of Jeanne Lammert
Case No. CV PB 09-2

It is recommended to approve the report of the executor on waiver of account and to grant the petition for its settlement, and for allowance of statutory attorney's fees, compensation for extraordinary services, reimbursement of costs advanced and final distribution.